

PATENT COOPERATION TREATY

PCT

REC'D 21 SEP 2005

INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

(Chapter II of the Patent Cooperation Treaty)

PCT

(PCT Article 36 and Rule 70)

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| Applicant's or agent's file reference WY/sd 030346WO | FOR FURTHER ACTION See Form PCT/IPEA/416 | |
| International application No. PCT/IB2003/002176 | International filing date (day/month/year) 10-06-2003 | Priority date (day/month/year) |
| International Patent Classification (IPC) or national classification and IPC H04Q 7/32, G01S 5/14 | | |
| Applicant Nokia Corporation et al | | |

1. This report is the international preliminary examination report, established by this International Preliminary Examining Authority under Article 35 and transmitted to the applicant according to Article 36.
2. This REPORT consists of a total of 4 sheets, including this cover sheet.
3. This report is also accompanied by ANNEXES, comprising:
 - a. ☐ (sent to the applicant and to the International Bureau) a total of _____ sheets, as follows:
 - ☐ sheets of the description, claims and/or drawings which have been amended and are the basis of this report and/or sheets containing rectifications authorized by this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions).
 - ☐ sheets which supersede earlier sheets, but which this Authority considers contain an amendment that goes beyond the disclosure in the international application as filed, as indicated in item 4 of Box No. I and the Supplemental Box.
 - b. ☐ (sent to the International Bureau only) a total of (indicate type and number of electronic carrier(s)) _____, containing a sequence listing and/or tables related thereto, in electronic form only, as indicated in the Supplemental Box Relating to Sequence Listing (see Section 802 of the Administrative Instructions).
4. This report contains indications relating to the following items:

| | | |
|-------------------------------------|--------------|---|
| <input checked="" type="checkbox"/> | Box No. I | Basis of the report |
| <input type="checkbox"/> | Box No. II | Priority |
| <input type="checkbox"/> | Box No. III | Non-establishment of opinion with regard to novelty, inventive step and industrial applicability |
| <input type="checkbox"/> | Box No. IV | Lack of unity of invention |
| <input checked="" type="checkbox"/> | Box No. V | Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement |
| <input type="checkbox"/> | Box No. VI | Certain documents cited |
| <input type="checkbox"/> | Box No. VII | Certain defects in the international application |
| <input type="checkbox"/> | Box No. VIII | Certain observations on the international application |

| | |
|---|---|
| Date of submission of the demand 23-12-2004 | Date of completion of this report 12-09-2005 |
| Name and mailing address of the IPEA/SE Patent- och registreringsverket Box 5055 S-102 42 STOCKHOLM Facsimile No. +46 8 667 72 88 | Authorized officer Peter Hedman/MN Telephone No. +46 8 782 25 00 |

INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

International application No.

PCT/IB2003/002176

Box No. I Basis of the report

1. With regard to the language, this report is based on:

- ☒ the international application in the language in which it was filed
- ☐ a translation of the international application into _____, which is the language of a translation furnished for the purposes of:
- ☐ international search (Rules 12.3(a) and 23.1(b))
- ☐ publication of the international application (Rule 12.4(a))
- ☐ international preliminary examination (Rules 55.2(a) and/or 55.3(a))

2. With regard to the elements of the international application, this report is based on *(replacement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in this report as "originally filed" and are not annexed to this report)*:

- ☒ the international application as originally filed/furnished
- ☐ the description:
- pages _____ as originally filed/furnished
- pages* _____ received by this Authority on _____
- pages* _____ received by this Authority on _____
- ☐ the claims:
- pages _____ as originally filed/furnished
- pages* _____ as amended (together with any statement) under Article 19
- pages* _____ received by this Authority on _____
- pages* _____ received by this Authority on _____
- ☐ the drawings:
- pages _____ as originally filed/furnished
- pages* _____ received by this Authority on _____
- pages* _____ received by this Authority on _____
- ☐ a sequence listing and/or any related table(s) – see Supplemental Box Relating to Sequence Listing.

3. ☐ The amendments have resulted in the cancellation of:

- ☐ the description, pages _____
- ☐ the claims, Nos. _____
- ☐ the drawings, sheets/figs _____
- ☐ the sequence listing *(specify)*: _____
- ☐ any table(s) related to the sequence listing *(specify)*: _____

4. ☐ This report has been established as if (some of) the amendments annexed to this report and listed below had not been made, since they have been considered to go beyond the disclosure as filed, as indicated in the Supplemental Box (Rule 70.2(c)).

- ☐ the description, pages _____
- ☐ the claims, Nos. _____
- ☐ the drawings, sheets/figs _____
- ☐ the sequence listing *(specify)*: _____
- ☐ any table(s) related to the sequence listing *(specify)*: _____

* If item 4 applies, some or all of those sheets may be marked "superseded."

INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

International application No.

PCT/IB2003/002176

Box No. V Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement

1. Statement

| | | | |
|-------------------------------|--------|-------------|-----|
| Novelty (N) | Claims | <u>1-18</u> | YES |
| | Claims | | NO |
| Inventive step (IS) | Claims | <u>1-18</u> | YES |
| | Claims | | NO |
| Industrial applicability (IA) | Claims | <u>1-18</u> | YES |
| | Claims | | NO |

2. Citations and explanations (Rule 70.7)

The invention concerns a method and a device for exchanging signals in a transceiver operating in a first frequency band and for receiving signals in a receiver operating in a second frequency band.

The object of the invention is to improve the performance of the receiver in spite of experienced interference.

Cited documents:

D1. WO 01 06669 A
D2. US 6 278 723 B1

Document D1 is considered to represent the closest prior art. D1 describes a method and a system for maintaining operation of a receiver (42) co-located with a transceiver (44). The timing pattern during which the transceiver is transmitting is determined. The receiver is desensitized during the determined timing pattern in order to avoid the interference generated by the transceiver (See page 2, line 3-page 4, line 25, page 5, line 29-page 6, line 26; page 7, line 5-page 10, line 16, page 10, line 26-page 11, line 15; page 12, line 4-16).

D2 describes a method for minimizing the probability of self-interference among neighbouring wireless networks. A master transceiver (102) of a first wireless network is adapted to monitor neighbouring wireless networks to discover a strongest interfering master transceiver in one of the neighbouring networks. The first master transceiver then time-aligns hop intervals of the first master transceiver with the hop intervals of the strongest interfering master transceiver to reduce interference between the two transceivers (See abstract; column 1, line 1-column 3, line 36).

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Supplemental Box

In case the space in any of the preceding boxes is not sufficient.

Continuation of: Box V

In the international search report the two cited documents were referred to as obstacles against inventiveness. After a reconsideration it is our opinion that none of the documents do teach of a device or a method in which signals which reach a receiver are being manipulated on the basis of a determined timing pattern. As a consequence, none of the documents do describe a method or a device dealing with the problem of reducing performance degradation by way of determining a timing pattern.

Consequently, the invention as described in claims 1-18 as originally filed is novel, involve an inventive step and is industrially applicable.